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A-75000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

CHIOU-FENG CHEN ET AL.

Serial No. 10/753,103

Filed: January 6, 2004

For: NAND FLASH MEMORY WITH
ENHANCED PROGRAM AND
ERASE PERFORMANCE, AND
FABRICATION PROCESS

Examiner: Johannes P. Mondt

Group Art Unit: 2828

Confirmation No. 2773

August 15, 2007

REQUEST FOR REFUND OF APPEAL FEE


Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant requests a refund of the \$500.00 appeal fee which was charged to Deposit Account No. 50-2975 on August 15, 2007. The appeal fee had already been paid in a prior appeal and was charged to the same Deposit Account on April 11, 2007. Copies of the Deposit Account Statements showing the duplicate charges are attached.

Please credit the \$500.00 refund to Deposit Account No. 50-2975, Order No. A-75000.

Respectfully submitted,


Edward S. Wright
Reg. No. 24,803

(650) 330-0830

CERTIFICATE OF FACSIMILE TRANSMISSION

**THIS REQUEST IS BEING FORWARDED TO THE PATENT OFFICE FOR FILING VIA
FACSIMILE TRANSMISSION TO (571) 273-8300 ON August 16, 2007.**


EDWARD S. WRIGHT

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Edward S Wright

002/003

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AUG 15 2007

**Deposit Account Statement**

Requested Statement Month: August 2007
 Deposit Account Number: 502975
 Name: LAW OFFICES OF EDWARD S WRIGHT
 Attention: EDWARD S WRIGHT
 Street Address 1: 1100 ALMA STREET
 Street Address 2: SUITE 207
 City: MENLO PARK
 State: CA
 Zip: 94026
 Country: UNITED STATES

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/03 1443	10946715	A-75067	1801	\$780.00	\$3,733.04
08/03 3393	E-REPLENISHMENT		9203	-\$5,000.00	\$8,733.04
08/03 8500	5491725	A-75005	1553	\$3,800.00	\$4,933.04
08/03 9101	1470429	TA-24348-9	7205	\$100.00	\$4,833.04
08/03 9102	1470429	TA-24348-9	7201	\$400.00	\$4,433.04
08/06 10214	78699491	TA-40367-88	7004	\$150.00	\$4,283.04
08/07 2142	77248157	TA-75211-1	7007	\$275.00	\$4,008.04
08/09 5273	78707631	TA-75123-4	7004	\$150.00	\$3,858.04
08/13 3742	78739100	TA-49381-38	7004	\$150.00	\$3,708.04
08/13 4080	78688408	TA-75034-8	7004	\$450.00	\$3,258.04
08/13 4587	E-REPLENISHMENT		9203	-\$2,000.00	\$5,258.04
08/15 90	10753103	A-75000	1401	\$500.00	\$4,758.04
08/15 2	09563947	A-68976	2201	\$200.00	\$4,558.04
	START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
	\$4,523.04	\$8,965.00	\$7,000.00	\$4,558.04	

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Deposit Account Statement

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Deposit Account Statement

Requested Statement Month: April 2006
 Deposit Account Number: 502975
 Name: LAW OFFICES OF EDWARD S WRIGHT
 Attention: EDWARD S WRIGHT
 Street Address 1: 1100 ALMA STREET
 Street Address 2: SUITE 207
 City: MENLO PARK
 State: CA
 Zip: 94025
 Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
04/06	777	11278885	A-78147	4011	\$75.00	\$3,408.00
04/06	778	11278885	A-76147	2111	\$250.00	\$3,158.00
04/06	779	11278885	A-76147	2311	\$100.00	\$3,058.00
04/06	780	11278885	A-76147	2201	\$300.00	\$2,758.00
04/11	43	10753103		1401	\$500.00	\$2,258.00
04/11	88	78858100	TA-49381-41	8001	\$375.00	\$1,881.00
04/12	2100	78804210	TA-40387-83	7001	\$325.00	\$1,556.00
04/14	28	E-REPLENISHMENT		9203	-\$5,000.00	\$8,556.00
04/18	8	5381038	A-75004	1553	\$3,800.00	\$2,756.00
04/18	2	10947398	A-76076; FA-76076-PC	2202	\$75.00	\$2,681.00
04/26	655	78888408	TA-76034-9	7001	\$975.00	\$1,706.00
04/26	41	10948217	A-73426-1	1401	\$500.00	\$1,206.00
04/27	9	E-REPLENISHMENT		9203	-\$3,500.00	\$4,706.00
04/28	595	11380595	A-75031-1	1011	\$300.00	\$4,406.00
04/28	598	11380595	A-75031-1	1111	\$500.00	\$3,906.00
04/28	597	11380585	A-75031-1	1311	\$200.00	\$3,706.00
04/28	598	11380585	A-75031-1	1202	\$80.00	\$3,626.00
04/28	899	11380586	A-75031-1	1201	\$200.00	\$3,426.00
04/28	224	11380595	A-75031-1	8021	\$40.00	\$3,416.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$3,481.00	\$8,565.00	\$8,500.00	\$3,416.00	

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AUG 14 2007

PTO/SB/31 (04-07)

Approved for use through 08/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) A-75000	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" (37 CFR 1.8(a)) on <u>AUGUST 14, 2007</u> Signature <u>Edward S. Wright</u> Typed or printed name EDWARD S. WRIGHT		In re Application of CHIOU-FENG CHEN, ET AL. Application Number <u>10/753,103</u> Filed <u>01/06/2004</u> For NAND FLASH MEMORY . . . Art Unit <u>3663</u> Examiner JOHANNES P. MOND	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) <u>\$ 500.00</u> <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____ <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>50-2975</u> . I have enclosed a duplicate copy of this sheet. <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/98) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>24,903</u> <u>(650) 330-0830</u> Telephone number <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. <u>AUGUST 14, 2007</u> Date NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below. <input type="checkbox"/> Total of <u>1</u> forms are submitted.			

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41A. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-0199 and select option 3.

08/15/2007 RMEBRAHT 00000061 502975 10753103

01 FC:1401 500.00 DA

Adjustment Date: 09/05/2007 SDIRETA1
 08/15/2007 RMEBRAHT 00000061 502975 10753103
 01 FC:1401 500.00 CR

PAGE 1/1 * RCVD AT 8/14/2007 12:51:00 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-10 * DNS:2738300 * CSID:650 330 0831 * DURATION (mm-ss):01-00